

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X

GAETANO DEVELOPMENT CORP., GATEWAY
IV, LLC, and HARTFORD FIRE INSURANCE
COMPANY a/s/o Gateway IV, LLC,

Judge Rakoff

Plaintiffs,

Case No.: 09-CV-10090

-against-

GOODMAN MANUFACTURING COMPANY, L.P.,
GOODMAN COMPANY, L.P. and GOODMAN
GLOBAL, INC.

**ANSWER OF SECOND
THIRD-PARTY DEFENDANT,
EVEREX COMMUNICATIONS,
INC., TO THE AMENDED
CROSS COMPLAINTS OF
COOL TECH HVAC SERVICE,
LLC**

Defendants.

X

GOODMAN COMPANY, L.P.

Third-Party Plaintiff,

-against-

TOWER MANUFACTURING CORPORATION,

Third-Party Defendant

X

TOWER MANUFACTURING CORPORATION,

Second Third-Party Plaintiff,

-against-

EVEREX COMMUNICATIONS, INC., PRIME
TECHNOLOGY (GUANGZHOU), INC.,
CONNECTICUT PTAC SERVICES, LLC, and
COOL TECH HVAC SERVICE, LLC

Second Third-Party Defendants.

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The Second Third-Party Defendant, Everex Communications, Inc., by its attorneys, SPEYER & PERLBERG, LLP, as and for its answer to the cross complaints of the Second Third-Party Defendant, Cool Tech HVAC Service, LLC, alleges upon information and belief as follows:

**AS AND FOR AN ANSWER TO THE CROSS COMPLAINT FOR
COMMON LAW INDEMNITY AGAINST THE SECOND THIRD PARTY CO-
DEFENDANTS EVEREX COMMUNICATIONS, INC., PRIME TECHNOLOGY
(GUANGZHOU), INC. AND CONNECTICUT PTAC SERVICES, LLC**

1. Denies each and every allegation contained in this cross complaint to the extent that it applies to Second Third-Party Defendant Everex Communications, Inc., and denies knowledge or information sufficient to form a belief as to the truth of the matters asserted in this cross-complaint as against the Co-Second Third-Party Defendants.

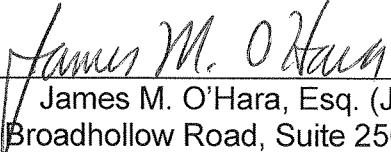
**AS AND FOR AN ANSWER TO THE CROSS COMPLAINT FOR
COMMON LAW NEGLIGENCE AGAINST THE CO-DEFENDANTS
EVEREX COMMUNICATIONS, INC., PRIME TECHNOLOGY
(GUANGZHOU), INC. AND CONNECTICUT PTAC SERVICES, LLC**

2. Denies each and every allegation contained in this cross complaint to the extent that it applies to the Second Third-Party Defendant Everex Communications, Inc. and denies knowledge or information sufficient to form a belief as to the truth of the matters asserted in this cross-complaint as against the Co-Second Third-Party Defendants.

WHEREFORE, Second Third-Party Defendant, Everex Communications, Inc., demands judgment dismissing the amended cross complaints of the Second Third Party Defendant, Cool Tech HVAC Service, LLC, together with costs and disbursements of this action.

Dated: Melville, New York
September 16, 2010

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TO: SEE SERVICE LIST ATTACHED

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